

S.R. 544 - By Cain: Congratulating Jonathan David Payne of Dallas on achieving the rank of Eagle Scout.

S.R. 545 - By Cain: Congratulating Andy Wagner of Mabank on achieving the rank of Eagle Scout.

S.R. 546 - By Cain: Congratulating Mr. and Mrs. Bill Moon of Greenville on the occasion of their 50th wedding anniversary.

S.R. 547 - By Cain: Congratulating Mr. and Mrs. Henry Grimes on the occasion of their 50th wedding anniversary.

S.R. 552 - By Galloway: Congratulating Alma M. Chachere on the occasion of her 90th birthday.

H.C.R. 135 - (Turner): Commending the Reverend Neal Thomas Jones, Sr., of Falls Church, Virginia, on the occasion of his retirement.

(Midnight)
(Tuesday, March 28, 1995)

ADJOURNMENT

On motion of Senator Truan, the Senate at 12:02 a.m. adjourned, in memory of Senate Parliamentarian Robert E. Johnson, until 10:30 a.m. today.

FORTY-SECOND DAY (Tuesday, March 28, 1995)

The Senate met at 10:30 a.m. pursuant to adjournment and was called to order by the President.

The roll was called and the following Senators were present: Armbrister, Barrientos, Bivins, Brown, Cain, Ellis, Gallegos, Galloway, Haywood, Henderson, Leedom, Lucio, Luna, Madla, Moncrief, Montford, Nelson, Nixon, Patterson, Ratliff, Rosson, Shapiro, Sibley, Truan, Turner, Wentworth, West, Whitmire, Zaffirini.

Absent-excused: Harris, Sims.

A quorum was announced present.

Dr. Gerald E. Anderson, Superintendent, Brazosport Independent School District, offered the invocation as follows:

Our most gracious and holy heavenly Father, we come to You today praising You for Your power, Your goodness, and Your loving kindness to us all.

We especially praise You for this great nation and this great state. Truly, we are one nation under God. Thank You, Lord, for Texas and its wonderful people.

Lord, we are especially thankful for the people elected to this governing and lawmaking body. We pray, Lord, that they seek Your guidance in all they do because we know that it is only through Your wisdom and guidance that Texas will continue to be strong and great. Please pour out Your wisdom on them as they deliberate on the future direction our great state will go.

Thank You again, Lord, for these people and their dedication to Texas. Please keep their families safe and intact as they serve away from their homes. Pour out Your blessings on them as they sacrifice for us all.

These things we ask in Thy precious and holy name. Amen.

On motion of Senator Truan and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

LEAVES OF ABSENCE

On motion of Senator Truan, Senator Harris was granted leave of absence for today on account of important business.

On motion of Senator Truan, Senator Sims was granted leave of absence for today on account of illness.

CO-AUTHOR OF SENATE CONCURRENT RESOLUTION 58

On motion of Senator Moncrief and by unanimous consent, Senator West will be shown as Co-author of S.C.R. 58.

CO-AUTHOR OF SENATE CONCURRENT RESOLUTION 67

On motion of Senator Ellis and by unanimous consent, Senator West will be shown as Co-author of S.C.R. 67.

CO-AUTHOR OF SENATE BILL 5

On motion of Senator Bivins and by unanimous consent, Senator Lucio will be shown as Co-author of S.B. 5.

CO-AUTHOR OF SENATE BILL 10

On motion of Senator Zaffirini and by unanimous consent, Senator West will be shown as Co-author of S.B. 10.

CO-AUTHOR OF SENATE BILL 22

On motion of Senator Zaffirini and by unanimous consent, Senator Brown will be shown as Co-author of S.B. 22.

CO-AUTHOR OF SENATE BILL 119

On motion of Senator Harris and by unanimous consent, Senator Brown will be shown as Co-author of S.B. 119.

CO-AUTHOR OF SENATE BILL 385

On motion of Senator Ellis and by unanimous consent, Senator West will be shown as Co-author of **S.B. 385**.

CO-AUTHOR OF SENATE BILL 396

On motion of Senator Sims and by unanimous consent, Senator Patterson will be shown as Co-author of **S.B. 396**.

CO-AUTHOR OF SENATE BILL 600

On motion of Senator Zaffirini and by unanimous consent, Senator West will be shown as Co-author of **S.B. 600**.

CO-AUTHOR OF SENATE BILL 601

On motion of Senator Zaffirini and by unanimous consent, Senator West will be shown as Co-author of **S.B. 601**.

CO-AUTHOR OF SENATE BILL 602

On motion of Senator Zaffirini and by unanimous consent, Senator West will be shown as Co-author of **S.B. 602**.

CO-AUTHOR OF SENATE BILL 1599

On motion of Senator Truan and by unanimous consent, Senator Zaffirini will be shown as Co-author of **S.B. 1599**.

LETTER OF AUTHORIZATION

THE SENATE OF THE STATE OF TEXAS

March 27, 1995

The Honorable Bob Bullock
Lieutenant Governor of Texas
State Capitol Building
P.O. Box 12068
Austin, Texas 78711

RE: **S.B. 942, S.B. 978, S.B. 1105, S.B. 1106, S.B. 1111, S.B. 1113, S.B. 1152, S.B. 1501**

Dear Governor Bullock:

The above referenced Senate Bills are bills that I have filed and that are being co-authored by Senator J. E. "Buster" Brown.

I am designating Senator Brown to act on my behalf in regard to the above numbered bills and, during my absence, authorize management, control, and the procession of the said bills at Senator Brown's discretion; please allow this letter to be indicative of this intention.

Sincerely,

/s/Bill Sims
State Senator

SENATE RESOLUTION 541

Senator Brown offered the following resolution:

S.R. 541, Commending the people of Brazoria County for their contributions to our state and extending to them best wishes for a joyous and celebratory Brazoria County Day.

BROWN
PATTERSON

The resolution was read.

On motion of Senator Patterson and by unanimous consent, the names of the Lieutenant Governor and Senators were added to the resolution as signers thereof.

On motion of Senator Brown, the resolution was adopted by a viva voce vote.

GUESTS PRESENTED

Senator Brown was recognized and introduced to the Senate a delegation of citizens from Brazoria County, accompanied by County Judge John Willy, Brazoria County Day Co-chairs Marilyn Woody and Debbie Herbst, and Superintendent of Brazosport Independent School District, Dr. Gerald Anderson, here in honor of Brazoria County Day.

The Senate welcomed its guests.

(Senator Truan in Chair)

MESSAGE FROM THE HOUSE

House Chamber
March 28, 1995

Mr. President: I am directed by the House to inform the Senate that the House has passed the following:

H.C.R. 149, Congratulating Don Strickland on being named the Somerville Chamber of Commerce's Citizen of the Year.

Respectfully,
Cynthia Gerhardt, Chief Clerk
House of Representatives

(President in Chair)

SENATE RESOLUTION 562

Senator Bivins offered the following resolution:

S.R. 562, Commending the residents of the Panhandle for their many contributions to our state and extending to them best wishes for a joyous and celebratory Panhandle Day at the State Capitol.

BIVINS
HAYWOOD
MONTFORD

The resolution was read and was adopted by a viva voce vote.

CAPITOL PHYSICIAN

Senator Nixon was recognized and presented Dr. Charlotte Fowler of Jasper as the "Doctor for the Day."

The Senate welcomed Dr. Fowler and thanked her for her participation in the "Capitol Physician" program sponsored by the Texas Academy of Family Physicians.

SENATE RESOLUTION 458

Senator Barrientos offered the following resolution:

S.R. 458, Commending Larry Crumpton on his retirement after 22 years of service with the State of Texas.

The resolution was again read.

On motion of Senator Truan and by unanimous consent, the names of the Lieutenant Governor and Senators were added to the resolution as signers thereof.

The resolution was previously adopted on Wednesday, March 15, 1995.

GUESTS PRESENTED

Senator Barrientos was recognized and introduced to the Senate Larry Crumpton, his wife, Jan, his daughter Laurie, his daughter-in-law Jamie, and his two grandchildren, Zachary and Alexa.

The Senate welcomed its guests.

(Senator Truan in Chair)

GUESTS PRESENTED

Senator Bivins was recognized and introduced to the Senate a group of students from the government class of Midland College and their instructor.

The Senate welcomed its guests.

(President in Chair)

SENATE RESOLUTION 561

Senator Lucio, joined by Senator Truan, offered the following resolution:

S.R. 561, Expressing appreciation to the people of Edinburg for their contributions to our state and extending best wishes to them for a joyous and celebratory Edinburg Day.

The resolution was read.

On motion of Senator Truan and by unanimous consent, the names of the Lieutenant Governor and Senators were added to the resolution as signers thereof.

On motion of Senator Lucio, the resolution was adopted by a viva voce vote.

GUEST PRESENTED

The President introduced to the Senate former Member of the House of Representatives, Tom Christian.

The Senate welcomed its guest.

(Senator Leedom in Chair)

SENATE RESOLUTION 155

Senator Truan offered the following resolution:

S.R. 155, Congratulating the Corpus Christi Housing Authority for receiving national recognition.

The resolution was again read.

The resolution was previously adopted on Thursday, February 9, 1995.

GUESTS PRESENTED

Senator Truan was recognized and introduced to the Senate the Corpus Christi Housing Authority Executive Director, Victor De La Cruz, and Director Monica Saenz.

The Senate welcomed its guests.

MESSAGE FROM THE GOVERNOR

The following Message from the Governor was read and was referred to the Committee on Nominations:

Austin, Texas
March 28, 1995

TO THE SENATE OF THE SEVENTY-FOURTH LEGISLATURE,
REGULAR SESSION:

I ask the advice, consent and confirmation of the Senate with respect to the following appointments:

TO BE A MEMBER OF THE TEXAS HIGHER EDUCATION
COORDINATING BOARD for a term to expire August 31, 1995:

LEONARD RAUCH
1111 Hermann Drive #8-B
Houston, Texas 77004

Mr. Rauch will be filling the unexpired term of Laurence E. Jenkins of Austin, who resigned.

TO BE JUDGE OF THE 23RD JUDICIAL DISTRICT COURT,
BRAZORIA, MATAGORDA, AND WHARTON COUNTIES, until the next
General Election and until his successor shall be duly elected and
qualified:

BEN HARDIN
P.O. Box 757
Lake Jackson, Texas 77566

Mr. Hardin will be replacing Judge Neil Caldwell, who resigned.

Respectfully submitted,

/s/George W. Bush
Governor of Texas

(President in Chair)

SENATE BILL 1260 REREFERRED

On motion of Senator Montford and by unanimous consent, **S.B. 1260** was withdrawn from the Committee on Natural Resources and was rereferred to the Committee on Finance.

CONCLUSION OF MORNING CALL

The President at 11:02 a.m. announced the conclusion of morning call.

SENATE JOINT RESOLUTION 40 ON SECOND READING

On motion of Senator Wentworth and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.J.R. 40, Proposing a constitutional amendment relating to the place at which the supreme court sits to transact business.

The resolution was read second time.

Senator Wentworth offered the following committee amendment to the resolution:

Committee Amendment No. 1

Amend **S.J.R. 40** in Section 3a, Article V, Texas Constitution, in Section 1 of the resolution (line 7), by striking "or at any other" and substituting "or, at the court's discretion, at any other".

The committee amendment was read and was adopted by a viva voce vote.

The resolution as amended was passed to engrossment by a viva voce vote.

SENATE JOINT RESOLUTION 40 ON THIRD READING

Senator Wentworth moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **S.J.R. 40** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 0.

Absent-excused: Harris, Sims.

The resolution was read third time and was passed by the following vote: Yeas 29, Nays 0. (Same as previous roll call)

**SENATE CONCURRENT RESOLUTION 38
ON SECOND READING**

On motion of Senator Moncrief and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading:

S.C.R. 38, Memorializing the Congress of the United States to enact legislation to amend the food stamp program by adding a special provision to allow food stamp workers to reissue food stamp benefits to family members fleeing from domestic violence, regardless of where they seek refuge, provided the families present evidence that they were or are victims of domestic violence.

The resolution was read second time and was adopted by a viva voce vote.

GUESTS PRESENTED

Senator Nixon was recognized and introduced to the Senate a delegation of citizens from Palestine.

The Senate welcomed its guests.

SENATE BILL 38 ON SECOND READING

On motion of Senator Brown and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.B. 38, Relating to individuals permitted to attend the execution of a capital felon.

The bill was read second time.

Senator Brown offered the following committee amendment to the bill:

Committee Amendment No. 1

Amend **S.B. 38** as follows:

(1) In Section 1, Article 43.20, Code of Criminal Procedure (page 1, line 19) after "56.01," and before the word "shall" insert "not exceeding five in number"

The committee amendment was read and was adopted by a viva voce vote.

The bill as amended was passed to engrossment by a viva voce vote.

SENATE BILL 38 ON THIRD READING

Senator Brown moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **S.B. 38** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 0.

Absent-excused: Harris, Sims.

The bill was read third time and was passed by the following vote:
Yeas 29, Nays 0. (Same as previous roll call)

**COMMITTEE SUBSTITUTE
SENATE BILL 305 ON SECOND READING**

On motion of Senator Brown and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

C.S.S.B. 305, Relating to the creation of an offense involving certain sales of tickets to certain events; providing a penalty.

The bill was read second time and was passed to engrossment by a viva voce vote.

**COMMITTEE SUBSTITUTE
SENATE BILL 305 ON THIRD READING**

Senator Brown moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **C.S.S.B. 305** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 0.

Absent-excused: Harris, Sims.

The bill was read third time and was passed by a viva voce vote.

SENATE BILL 495 ON SECOND READING

On motion of Senator Henderson and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.B. 495, Relating to the creation of an offense involving sales of tickets to certain events; providing a penalty.

The bill was read second time and was passed to engrossment by a viva voce vote.

SENATE BILL 495 ON THIRD READING

Senator Henderson moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **S.B. 495** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 0.

Absent-excused: Harris, Sims.

The bill was read third time and was passed by a viva voce vote.

SENATE BILL 40 ON SECOND READING

On motion of Senator Bivins and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.B. 40, Relating to the treatment of repeat sex offenders.

The bill was read second time.

Senator Bivins offered the following amendment to the bill:

Floor Amendment No. 1

Amend **S.B. 40** as follows:

(1) Strike "and" after the semicolon in Subdivision (6) of Section 501.061(a) in SECTION 1 of the bill (committee printing, page 1, line 29).

(2) Strike the period and substitute "; and" in Subdivision (7) of Section 501.061(a) in SECTION 1 of the bill (committee printing, page 1, line 31).

(3) Add the following new Subdivision (8) to Section 501.061(a) in SECTION 1 of the bill (committee printing, page 1, between lines 31 and 32):

(8) the inmate consults with a monitor as provided by Subsection (f).

(4) Add the following new Subsections (f) and (g) to Section 501.061 in SECTION 1 of the bill (committee printing, page 1, between lines 45 and 46):

(f) The executive director of the Texas State Board of Medical Examiners shall appoint, in consultation with two or more executive directors of college or university institutes or centers for the study of medical ethics or medical humanities, a monitor to assist an inmate in his decision to have an orchiectomy. The monitor must have experience in the mental health field, in law, and in ethics. The monitor shall consult with the inmate to:

(1) determine whether adequate information regarding the orchiectomy has been provided to the inmate by medical professionals providing treatment or advice to the inmate;

(2) provide information regarding the orchiectomy to the inmate if the monitor believes the inmate is not adequately informed about the orchiectomy;

(3) determine whether the inmate is free from coercion in his decision regarding the orchiectomy; and

(4) advise the inmate to withdraw his request for an orchiectomy if the monitor determines the inmate is being coerced to have an orchiectomy.

(g) A monitor appointed under Subsection (f) is not liable for damages arising from an act or omission under Subsection (f) unless the act or omission was intentional or grossly negligent.

The amendment was read and was adopted by a viva voce vote.

Senator Rosson offered the following amendment to the bill:

Floor Amendment No. 2

Amend **S.B. 40** as follows:

(1) Strike subsection (5) of added Section 501.061 (committee printing page 1, lines 23-25), and renumber the subsequent sections appropriately.

The amendment was read and was adopted by a viva voce vote.

The bill as amended was passed to engrossment by a viva voce vote.

RECORD OF VOTES

Senators Ellis and West asked to be recorded as voting "Nay" on the passage of the bill to engrossment.

SENATE BILL 40 ON THIRD READING

Senator Bivins moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **S.B. 40** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 27, Nays 2.

Yeas: Armbrister, Barrientos, Bivins, Brown, Cain, Gallegos, Galloway, Haywood, Henderson, Leedom, Lucio, Luna, Madla, Moncrief, Montford, Nelson, Nixon, Patterson, Ratliff, Rosson, Shapiro, Sibley, Truan, Turner, Wentworth, Whitmire, Zaffirini.

Nays: Ellis, West.

Absent-excused: Harris, Sims.

The bill was read third time and was passed by the following vote: Yeas 27, Nays 2. (Same as previous roll call)

SENATE BILL 693 ON SECOND READING

On motion of Senator West and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.B. 693, Relating to prison inmate liability for destruction of property at the Texas Department of Criminal Justice.

The bill was read second time and was passed to engrossment by a viva voce vote.

SENATE BILL 693 ON THIRD READING

Senator West moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **S.B. 693** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 0.

Absent-excused: Harris, Sims.

The bill was read third time and was passed by a viva voce vote.

(Senator Truan in Chair)

SENATE BILL 1063 ON SECOND READING

On motion of Senator Armbrister and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.B. 1063, Relating to the regulation of package stores.

The bill was read second time and was passed to engrossment by a viva voce vote.

RECORD OF VOTE

Senator Barrientos asked to be recorded as "Present-not voting" on the passage of the bill to engrossment.

SENATE BILL 1063 ON THIRD READING

Senator Armbrister moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **S.B. 1063** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 28, Nays 0, Present-not voting 1.

Present-not voting: Barrientos.

Absent-excused: Harris, Sims.

The bill was read third time and was passed by the following vote: Yeas 28, Nays 0, Present-not voting 1. (Same as previous roll call)

GUESTS PRESENTED

Senator Patterson was recognized and introduced to the Senate a delegation of citizens from Deer Park.

The Senate welcomed its guests.

SENATE BILL 96 ON SECOND READING

On motion of Senator Moncrief and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.B. 96, Relating to mental health proceedings and the administration of psychoactive medications.

The bill was read second time and was passed to engrossment by a viva voce vote.

SENATE BILL 96 ON THIRD READING

Senator Moncrief moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **S.B. 96** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 0.

Absent-excused: Harris, Sims.

The bill was read third time and was passed by a viva voce vote.

SENATE BILL 424 ON SECOND READING

On motion of Senator Madla and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.B. 424, Relating to the payment in periodic installments of certain penalties owed by certain businesses for violations of law under the jurisdiction of the Texas Natural Resource Conservation Commission.

The bill was read second time.

Senator Madla offered the following committee amendment to the bill:

Committee Amendment No. 1

Amend **S.B. 424** as follows:

S.B. 424 is amended in Section 1 of the bill by adding the following sentence to Section 5.1175(c), Water Code, following the first sentence of that subsection (page 1, line 24):

The period over which the penalty may be paid may not exceed 12 months.

The committee amendment was read and was adopted by a viva voce vote.

The bill as amended was passed to engrossment by a viva voce vote.

SENATE BILL 424 ON THIRD READING

Senator Madla moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **S.B. 424** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 0.

Absent-excused: Harris, Sims.

The bill was read third time and was passed by the following vote: Yeas 29, Nays 0. (Same as previous roll call)

(Senator Sibley in Chair)

SENATE BILL 876 ON SECOND READING

On motion of Senator Cain and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.B. 876, Relating to the authority of a municipality to implement a photographic preferential traffic lane enforcement system; providing for imposition of a civil penalty.

The bill was read second time.

On motion of Senator Cain and by unanimous consent, further consideration of **S.B. 876** was postponed to a time certain of 11:58 a.m. today.

Question—Shall **S.B. 876** be passed to engrossment?

GUESTS PRESENTED

Senator Wentworth was recognized and introduced to the Senate a delegation of citizens from Fredericksburg.

The Senate welcomed its guests.

(President in Chair)

SENATE BILL 982 ON SECOND READING

On motion of Senator Truan and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.B. 982, Relating to the relationship of governmental entities outside this state, particularly the United Mexican States, to state tax provisions.

The bill was read second time and was passed to engrossment by a viva voce vote.

SENATE BILL 982 ON THIRD READING

Senator Truan moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **S.B. 982** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 0.

Absent-excused: Harris, Sims.

The bill was read third time and was passed by a viva voce vote.

SENATE BILL 876 ON SECOND READING

The President laid before the Senate as postponed business **S.B. 876**, the bill having been read second time and further consideration postponed to a time certain of 11:58 a.m. today.

Question—Shall **S.B. 876** be passed to engrossment?

Senator Galloway offered the following amendment to the bill:

Floor Amendment No. 1

Amend **S.B. 876** as follows:

(1) In SECTION 2 of the bill (committee printing, page 1, line 28), strike "imposed on the usage of" and substitute "as to the type or class of vehicle that is permitted to use".

(2) In SECTION 2 of the bill (committee printing, page 1, line 40), strike "imposed on the usage of" and substitute "as to the type or class of vehicle that is permitted to use".

The amendment was read and was adopted by a viva voce vote.

The bill as amended was passed to engrossment by a viva voce vote.

SENATE BILL 876 ON THIRD READING

Senator Cain moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **S.B. 876** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 0.

Absent-excused: Harris, Sims.

The bill was read third time and was passed by a viva voce vote.

SENATE BILL 700 ON SECOND READING

On motion of Senator Lucio, on behalf of Senator Sims, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.B. 700, Relating to the registration of pesticides.

The bill was read second time.

Senator Lucio, on behalf of Senator Sims, offered the following committee amendment to the bill:

Committee Amendment No. 1

Amend **S.B. 700** as follows:

On line 17, delete "\$200.00" and substitute "300.00".

The committee amendment was read.

On motion of Senator Lucio, on behalf of Senator Sims, and by unanimous consent, Committee Amendment No. 1 was withdrawn.

The bill was passed to engrossment by a viva voce vote.

SENATE BILL 700 ON THIRD READING

Senator Lucio, on behalf of Senator Sims, moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **S.B. 700** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 0.

Absent-excused: Harris, Sims.

The bill was read third time and was passed by the following vote: Yeas 29, Nays 0. (Same as previous roll call)

GUEST PRESENTED

Senator Ellis was recognized and introduced to the Senate Judge Morris Overstreet of the Court of Criminal Appeals.

The Senate welcomed Judge Overstreet.

AT EASE

The President at 12:09 p.m. announced the Senate would stand At Ease subject to the call of the Chair.

IN LEGISLATIVE SESSION

Senator Armbrister at 1:13 p.m. called the Senate to order as In Legislative Session.

MESSAGE FROM THE HOUSE

House Chamber
March 28, 1995

Mr. President: I am directed by the House to inform the Senate that the House has passed the following:

H.B. 1, General Appropriations Bill.

S.C.R. 108, In memory of Robert E. Johnson.

Respectfully,

Cynthia Gerhardt, Chief Clerk
House of Representatives

HOUSE BILL ON FIRST READING

The following bill received from the House was read first time and referred to the committee indicated:

H.B. 1 to Committee on Finance.

MEMORIAL RESOLUTIONS

S.C.R. 108 - By Harris: In memory of Senate Parliamentarian Robert E. Johnson.

S.R. 565 - By Moncrief: Honoring the memory of Nicholas Green.

H.C.R. 10 - (Truan): In memory of Rose Fitzgerald Kennedy.

H.C.R. 35 - (Truan): Paying tribute to the life of Jacqueline Lee Bouvier Kennedy Onassis.

CONGRATULATORY RESOLUTIONS

S.C.R. 107 - By Ratliff: Congratulating the residents of Hopkins County on the occasion of Hopkins County Day.

S.R. 556 - By Ellis: Recognizing Antioch Missionary Baptist Church of Christ in Houston on the occasion of its 129th anniversary.

S.R. 557 - By Ellis: Congratulating Alexander Liang and Kathleen Chen on the occasion of their marriage.

S.R. 558 - By Ellis: Recognizing the members of the Burton family on the occasion of their family reunion.

S.R. 559 - By Ellis: Recognizing Velma McKenzie for her service to the citizens of Texas while working in the office of Senator Rodney Ellis.

S.R. 563 - By Bivins: Recognizing David McReynolds on the occasion of his retirement as Executive Director of the Panhandle Area Alliance.

S.R. 564 - By Moncrief: Congratulating Hubert W. Hodges of Fort Worth on the occasion of his 100th birthday.

H.C.R. 149 - (Turner): Congratulating Don Strickland on being named the Somerville Chamber of Commerce's Citizen of the Year.

ADJOURNMENT

On motion of Senator Truan, the Senate at 1:14 p.m. adjourned until 10:00 a.m. tomorrow.

APPENDIX

REPORTS OF STANDING COMMITTEES

The following committee reports were received by the Secretary of the Senate:

March 27, 1995

STATE AFFAIRS — S.B. 1227, C.S.S.B. 301, C.S.S.J.R. 25

March 28, 1995

FINANCE — S.B. 123, C.S.S.B. 407, C.S.S.B. 410

NATURAL RESOURCES — S.B. 1117, S.B. 1371, S.B. 1328

SIGNED BY GOVERNOR

(March 24, 1995)

S.C.R. 7	S.C.R. 51
S.C.R. 33	S.C.R. 63
S.C.R. 34	S.C.R. 69
S.C.R. 40	S.C.R. 71
S.C.R. 42	S.C.R. 72
S.C.R. 43	S.C.R. 73
S.C.R. 47	S.C.R. 81
S.C.R. 48	H.C.R. 90
S.C.R. 49	

FORTY-THIRD DAY

(Wednesday, March 29, 1995)

The Senate met at 10:00 a.m. pursuant to adjournment and was called to order by the President.

The roll was called and the following Senators were present: Armbrister, Barrientos, Bivins, Brown, Cain, Ellis, Gallegos, Galloway, Harris, Haywood, Henderson, Leedom, Lucio, Luna, Madla, Moncrief, Montford, Nelson, Nixon, Patterson, Ratliff, Rosson, Shapiro, Sibley, Truan, Turner, Wentworth, West, Whitmire, Zaffirini.

Absent-excused: Sims.